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7 and Timothy Allen Vandyke

8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA, SOUTHERN DIVISION**

10
11 JOVANNI OSEGUERA, an individual,

12 Plaintiff,

13 v.

14 POSTMATES, LLC; POSTMATES, INC.;
15 TIMOTHY ALLEN VANDYKE; and DOES
1 through 10 inclusive, and ROE
16 CORPORATIONS 1 - 10 inclusive,

17 Defendants.

Case No. 2:22-cv-00216-JAD-EJY

**STIPULATION AND ORDER FOR
DISMISSAL WITH PREJUDICE**

ECF No. 45

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19 Plaintiff, JOVANNI OSEGUERA ("Plaintiff") and Defendants, POSTMATES, LLC,
20 POSTMATES, INC. and TIMOTHY ALLEN VANDYKE (collectively referred to as
21 "Defendants") by and through their undersigned counsel, hereby stipulate and agree to the
22 following:

23 THE PARTIES HEREBY STIPULATE AND AGREE that they have reached a global
24 resolution and settlement of this matter wherein Plaintiff and Defendants hereby stipulate to dismiss
25 any and all claims, known and unknown, in this matter against Defendants, WITH PREJUDICE,
26 each party to bear their own attorney's fees and costs.

27 THE PARTIES HEREBY STIPULATE AND AGREE that this Stipulation may be executed
28 in one or more counterparts, each of which shall constitute a duplicate original. A facsimile or other

1 non-original signature shall still create a binding and enforceable agreement.

2 IT IS SO STIPULATED:

3 DATED: April 19, 2023

DATED: April 19, 2023

4 MOSS BERG INJURY LAWYERS

WOOD, SMITH, HENNING & BERMAN LLP

5
6 /s/ Boyd B. Moss III

/s/ Susana Santana

7 BOYD B. MOSS III

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10 *Attorneys for Plaintiff Giovanni Oseguera*

11 *Attorneys for Postmates, LLC, Postmates, Inc.*
12 *and Timothy Allen Vandyke*

13
14 **ORDER**

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16 Based on the parties' stipulation [ECF No. 45] and good cause appearing, IT IS HEREBY
17 ORDERED that THIS ACTION IS DISMISSED with prejudice, each side to bear its own fees and
costs. The Clerk of Court is directed to CLOSE THIS CASE.

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19 
U.S. District Judge Jennifer A. Dorsey

20 April 21, 2023
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